IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLN.NO.1361 OF 2007

Shri.Narayan Upasrao Shrote ..Applicant

Vs.

State of Maharashtra ..Respondents

...

Mr.M.S.Mohite Advocate for Applicant
Mr.S.R.Shinde A.P.P. for the State

...

CORAM: SMT.V.K.TAHILRAMANI,J.
DATE : APRIL 27, 2007

P.C.

1. Heard the learned advocate for the applicant and the learned A.P.P. for the State. The Investigating Officer Mr.S.Y.Bijali, P.S.I, is present in Court.

2. The applicant is seeking anticipatory bail in C.R.No.129 of 2006 of Satara City Police Station. The said case is mainly under Sections 420 and 465 of IPC.

3. The applicant had earlier preferred an application for bail before the learned Additional Sessions Judge. The learned Addl. Sessions Judge by order dated 19.12.2006 rejected the said

application. On perusal of the order dated 19.12.2006, it is seen that the applicant as well as his advocate were absent on the day that the order was passed. In my view, one opportunity ought to be granted to the applicant to prefer a fresh application for anticipatory bail before the concerned Sessions Court.

4. Liberty is granted to the applicant to prefer a fresh application for anticipatory bail before the concerned Sessions Court. The concerned Sessions court shall hear the necessary parties and dispose of the said application on merits without being influenced by the order dated 19.12.2006.

5. In order to enable the applicant to prefer the necessary application before the Sessions Court, the interim protection granted by this Court to the applicant is extended upto 15.5.2007.

6. Application is disposed of.

7. Authenticated copies be issued to the parties.

[Smt. V.K.Tahilramani, J.]